

Torrance, California
June 9, 1937

MINUTES OF A SPECIAL MEETING
OF THE CITY COUNCIL OF THE
CITY OF TORRANCE

The City Council of the City of Torrance convened in a special meeting in the Council Chamber, City Hall, Torrance, California, on Wednesday, June 9, 1937 at 4:45 P.M.

Mayor Tolson called the meeting to order.

Clerk Bartlett called the roll, those answering present being Councilmen: Deininger, Hitchcock, McGuire, Powell and Tolson.
Absent: Councilmen: None.

Clerk Bartlett read the call of the meeting, being for "the purpose of considering the advisability of advertising for bids for pump and apparatus for Torrance Municipal Water District No. 1."

Mayor Tolson stated that he had talked this date with the City Attorney about advertising for bids for the pump approved at the regular meeting held June 8, 1937, and that the Attorney had given him questions to ask Attorney Louis Burke. Mr. Burke had looked up the two Acts and he stated that it might be construed that the City would not have to advertise for bids, but being a negative statement about not having to have a contractor, he interpreted the Act as implying that the City should advertise. Mayor Tolson said that in as much as there is a question, he had called this special meeting to let the Council decide if they wish to rescind the motion passed June 8th.

Councilman McGuire moved that the motion made June 8th, authorizing an appropriation of \$3505.53 to purchase a pump for Torrance Municipal Water District No. 1, be rescinded.

Attorney Rippy stated that any firm of attorneys would advise advertising, as that is the safe side, but that courts have held that even though the law specifically stated that the advertising shall be done, there are exceptions, such as emergencies and calamities.

Mr. Stanger, Manager of the Water Department, stated that it was his desire to avoid an emergency, as there is danger of the present pump becoming disabled.

Mayor Tolson said that he did not wish to delay the matter, but that he realized that if there was any difficulty on account of not advertising, that the City would be responsible.


Attorney Rippy also stated that advertising is not necessary where it is impossible to receive competitive bids, or where the same results could be obtained without advertising, or where nothing could be gained through advertising, and that the Council could pass a resolution stating the finding of these facts. He stated that if the City could prove that a condition of emergency exists, it would not be necessary to advertise.

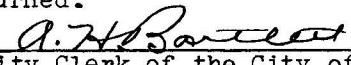
Mr. Stanger stated that there is a fire hazard if a new pump is not installed.

After this discussion, Councilman Hitchcock seconded the motion made by Councilman McGuire, to rescind the motion approving the purchase of the pump.

At 5:55 P.M., upon motion of Councilman Hitchcock, seconded by Councilman Powell, the meeting adjourned.

Approved:


Mayor of the City of Torrance.


City Clerk of the City of Torrance